

AGREEMENT FOR SEWER SERVICE

BETWEEN

CARMEL SEWER DISTRICT #1

AND

MICHAEL A. BARILE & TOMMY A. BONIELLO

AGREEMENT dated this ^{8th} day of *November*, 1991, between
CARMEL SEWER DISTRICT #1 and MICHAEL A. BARILE & TOMMY A. BONIELLO:

WHEREAS, Carmel Sewer District #1 is a municipal district which provides sewer service to the residences and business located within its geographical boundaries; and

WHEREAS, Michael A. Barile & Tommy A. Boniello are the owners of a commercial property lying adjacent to but outside the boundaries of the Carmel Sewer District #1; and

WHEREAS, the Town Board of the Town of Carmel, acting as Commissioners of the Carmel Sewer District #1 have determined by Resolution dated _____, 1991 that it would be in the public interest to permit such tie in on a contract basis to install the aforesaid sewer line which is being offered at no cost or expense to the district;

NOW, in consideration of the mutual promises and commitments made herein, as well as other good and valuable consideration, the parties contract, covenant and agree as follows:

1. Michael A. Barile & Tommy A. Boniello shall construct and install sewer service line from his property to the sewer main of Carmel Sewer District #1 at Clark Place and Route 6N, said sewer service line to be used by the aforesaid property owner, all costs of same to be borne by Michael A. Barile & Tommy A. Boniello.

2. Michael A. Barile & Tommy A. Boniello shall install a sewer meter of the type approved by the Town of Carmel Engineering, Building and Code Enforcement Departments, at his sole cost and expense.

3. Location and type of piping for the sewer main shall be approved by Town of Carmel Engineering, Building and Fire enforcement officials.

4. Michael A. Barile & Tommy A. Boniello shall pay all necessary connection, tap, capital or other costs imposed upon district users as provided by the Town of Carmel Sewer District Regulations and Fees as determined by the Town Comptroller.

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1992 SEP 21 PM 4: 36

5. All other fees, charges etc. which are imposed upon properties located in the Carmel Sewer District #1 shall be imposed upon Michael A. Barile & Tommy A. Boniello in the same manner as if their property were located within the boundaries of the Carmel Sewer District #1.

6. Carmel Sewer District #1 agrees to provide service pursuant to the terms and conditions of this contract in the same manner as if the property owned by Michael A. Barile & Tommy A. Boniello were located within the physical boundaries of the Carmel Sewer District #1.

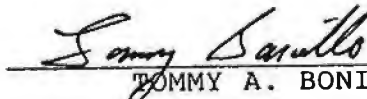
7. This contract cannot be changed or modified except in writing.

8. Michael A. Barile & Tommy A. Boniello agrees to obtain all necessary permits and approvals from the New York State DOT, DEC, and New York City DEP for the aforesaid connection to the Carmel Sewer District #1 at their own cost and expense.

9. Until proper permits are received by DEC and N.Y.C. DEP the main will remain dry.



MICHAEL A. BARILE



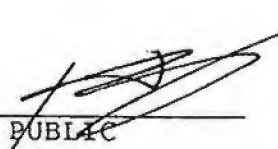
TOMMY A. BONIELLO

By:


TOWN OF CARMEL SEWER DISTRICT #1

STATE OF NEW YORK
COUNTY OF PUTNAM

On the 15 day of Oct 1991, before me personally came MICHAEL A. BARILE, known to me to be the person who executed the aforesaid document and he acknowledged to me, in my presence, that he executed the same on the day above mentioned.



NOTARY PUBLIC

HOWARD F. STOCKFIELD
NOTARY PUBLIC, State of New York
Qualified in Westchester County
Commission Expires October 30, 1992

STATE OF NEW YORK
COUNTY OF PUTNAM

On the 15 day of Oct 1991, before me personally came TOMMY A. BONIELLO, known to me to be the person who executed the aforesaid document and he acknowledged to me, in my presence, that he executed the same on the day above mentioned.

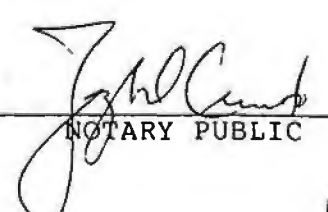


NOTARY PUBLIC

HOWARD F. STOCKFIELD
NOTARY PUBLIC, State of New York
Qualified in Westchester County
Commission Expires October 30, 1992

STATE OF NEW YORK
COUNTY OF PUTNAM

On the 8th day of November 1991, before me personally came RICHARD A. OTHMER, known to me to be the Supervisor of the Town of Carmel, the Commissioners of the Carmel Sewer District #1 and he acknowledged to me that he has the authority to execute the aforesaid contract on behalf of the Carmel Sewer District #1 and affixed the Seal of the Town of Carmel thereto; he further stated that he knows the Seal of the Town of Carmel and same was affixed to this document on the day above mentioned.



NOTARY PUBLIC

JOSEPH D. CERRETO
NOTARY PUBLIC, State of New York
No. 4618575
Qualified in Westchester County
Commission Expires March 31, 1993

4/30/93